

IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF ARKANSAS  
TEXARKANA DIVISION

GLORIA BRADFORD, Individually and  
as Class Representative on Behalf of All  
Similarly Situated Persons; NED BURNETT,  
JR., Individually and as Class Representative  
on Behalf of All Similarly Situated Persons;  
SAMUEL ALEXANDER, Individually and  
as Class Representative on Behalf of All  
Similarly Persons; BOOKS, ETC., by and  
through GLORIA BRADFORD, Class  
Representative on Behalf of All Those  
Similarly Situated; and STELLA SMITH,  
Individually and as Class Representative  
on Behalf of All Similarly Situated Persons

PLAINTIFFS

VS.

CASE NO. 05-CV-4075

UNION PACIFIC RAILROAD COMPANY,  
A Delaware Corporation

DEFENDANT

**ORDER**

Before the Court is Plaintiffs' Motion for Class Certification. (Doc. No. 56). The Defendant has responded. (Doc. No. 75). The Plaintiffs filed a reply. (Doc. No. 88). The Defendant filed a sur-reply. (Doc. No. 91). Upon consideration, for the reasons set forth in the Court's Memorandum Opinion of even date, the Court finds that the Plaintiffs' Motion for Class Certification should be and hereby is **denied**.

IT IS SO ORDERED, this 28<sup>th</sup> day of September, 2007.

/s/Harry F. Barnes  
Hon. Harry F. Barnes  
United States District Judge

